

DECEMBER 2007 AGENDA

The Administrative Rules Review Committee will hold its regular, statutory meeting on Tuesday, December 11, 2007, at **11:00** a.m. in Room 22, State Capitol, Des Moines, Iowa. The following rules will be reviewed:

BULLETINS NEEDED FOR THIS MEETING: No. 10, 11 (11/7/07, 11/21/07)

Also refer to: 8/1/07, 8/15/07, 8/29/07, 9/12/07, 9/26/07

Bulletin Page

11:00	FISCAL OVERVIEW Sue Lerdal		
11:10	UTILITIES DIVISION[199] Amy Christensen (281-6326) COMMERCE DEPARTMENT[181]"umbrella" Certificates of franchise authority for cable and video service, ch 44, <u>Filed ARC 6418B</u>	11/21/07	1003
11:20	VETERANS AFFAIRS, IOWA DEPARTMENT OF[801] Pat Palmersheim (242-5331) County grant program for veterans, ch 12, <u>Filed Emergency ARC 6379B</u>	11/7/07	924
11:30	AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21] Margaret Thomson Temporary grain storage facilities, 90.26, <u>Filed Emergency ARC 6385B</u>	11/7/07	918
11:40	INSURANCE DIVISION[191] Susan E. Voss (281-6836) COMMERCE DEPARTMENT[181]"umbrella" HELD OVER FROM SEPTEMBER AND NOVEMBER Long-term care insurance—producer training requirements, 39.15(4), <u>Filed ARC 6205B</u>	8/29/07	467
11:50	COMMITTEE BUSINESS ---Approve Minutes---January 2008 Meeting---Miscellaneous		
12:00-12:45 Lunch			
12:45	PETROLEUM UST FUND BOARD, IOWA COMPREHENSIVE[591] Scott Scheidel (267-9101) Claims for reimbursement for removal of eligible underground storage tanks; installers and inspectors, 11.3(11); rescind ch 15, <u>Filed ARC 6423B</u>	11/21/07	991
1:00	REVENUE DEPARTMENT[701] Dave Casey (281-6163) Individual and corporate tax credits—earned income tax credit, historic preservation and cultural and entertainment district tax credit, school tuition organization tax credit, sequencing of tax credits, 42.2(7)"c," 42.2(9), 42.12, 42.13(1), 42.15(2), 42.15(4), 42.15(6), 42.23, 42.30, 42.30(1), 42.30(3) to 42.30(5), 52.12, 52.18(2), 52.18(4), 52.18(6), <u>Filed ARC 6403B</u> Wage-benefits tax credits, 42.24(3)"d" to "f," 42.24(4), 52.25(3)"d" to "f," 52.25(4), <u>Filed ARC 6402B</u> Withholding, composite returns, 46.3(2)"b"(5), 46.4(1), 46.4(2)"8," 46.4(8), 48.1, 48.2, 48.3"1" and "4," 48.4, 48.9(1), <u>Filed ARC 6404B</u> Property tax, 70.22(1)"e" to "j," 71.5(2)"a," 71.20(4)"a," 75.8, 78.8, 80.26, <u>Filed ARC 6406B</u>	11/7/07 11/7/07 11/7/07 11/7/07	932 933 933 933
1:20	PUBLIC HEALTH DEPARTMENT[641] Barb Nervig (281-4344) Swimming pool registration, 15.6(2)"d," <u>Notice ARC 6427B</u> WIC program—sharing of contact information with other department programs, 73.2, 73.3, 73.7(7), 73.8(2)"c," 73.13(7)"g," <u>Notice ARC 6428B</u> Healthy families Iowa (HFI), ch 87, <u>Notice ARC 6426B</u> Interagency coordinating council for the state medical examiner, ch 124, <u>Notice ARC 6421B</u> Advisory council for the state medical examiner, ch 125, <u>Notice ARC 6422B</u> Awards and grants, 176.1, 176.2, 176.4 to 176.7, 176.8(1), 176.8(10), <u>Notice ARC 6425B</u>	11/21/07 11/21/07 11/21/07 11/21/07 11/21/07 11/21/07	971 972 973 976 976 977
1:40	SECRETARY OF STATE[721] Sandy Steinbach (281-5823) Voter registration on election day, 21.3(1) to 21.3(6), 21.4(1)"c," 21.9, <u>Notice ARC 6405B</u> Local sales and services tax elections for school infrastructure projects, 21.803, 21.803(1)"a"(1)"1," "4" and "5," 21.803(1)"a"(2) to (4), 21.803(1)"b," 21.803(1)"b"(1), (4) and (5), 21.803(1)"c," 21.803(2), 21.803(3), 21.803(3)"a" to "e," 21.803(4), 21.803(5), <u>Notice ARC 6420B</u> Gambling elections, 21.820, <u>Notice ARC 6424B</u>	11/7/07 11/21/07 11/21/07	913 983 988
2:00	ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261] Melanie Johnson (282-4862) Regional tourism marketing grant program, ch 35, <u>Filed Emergency After Notice ARC 6393B</u> Demonstration fund, ch 105, <u>Filed ARC 6392B</u>	11/7/07 11/7/07	919 926
2:10	ENERGY INDEPENDENCE, OFFICE OF[350] Brian Crowe (281-0187) Definitions; organization; Iowa power fund; public records; rule making; declaratory orders; waivers, chs 1 to 4, 51 to 55, <u>Notice ARC 6411B</u>	11/21/07	953

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2:30	HUMAN SERVICES DEPARTMENT[441] Nancy Freudenberg (281-8438)		
	Documentation requirements for medicaid providers, 7.1, 79.2(2)“u,” 79.3(2), 79.3(2)“c”(1) to (3), 79.3(2)“d” and “e,” 79.3(4), 79.4; rescind ch 87, <u>Notice ARC 6391B</u>	11/7/07	896
	Trafficking in food assistance benefits, ch 11 title and preamble, 11.1 to 11.3, 11.4(1) to 11.4(3), 11.4(5), 11.4(7), 11.5(1), 11.5(6), <u>Notice ARC 6371B</u> , also <u>Filed Emergency ARC 6370B</u>	11/7/07	920
	Mini-simplified food stamp program, 65.28(19), <u>Notice ARC 6390B</u>	11/7/07	902
	Medicaid coverage for working persons with disabilities, 75.1(39)“b,” <u>Filed Emergency After Notice ARC 6372B</u>	11/7/07	922
	Medicaid coverage of prescribed outpatient drugs, 78.1(2), 78.1(2)“a” to “f,” 78.1(13)“c” and “d,” 78.1(21) to 78.1(23), 78.2, 78.28(1)“a,” <u>Notice ARC 6378B</u>	11/7/07	903
	Medicaid—increase in payment for inpatient services in psychiatric medical institutions for children, 79.1(2), <u>Notice ARC 6369B</u> , also <u>Filed Emergency ARC 6368B</u>	11/7/07	923
	HAWK-I program, 86.1, 86.2(2)“a”(1)“2,” 86.2(3)“a,” “c” and “d,” 86.2(5)“b,” 86.2(8), 86.3(4), 86.3(8), 86.3(10)“c,” 86.4(3)“a,” “b” and “d,” 86.4(4), 86.4(4)“a” to “d,” 86.8(3)“a”(2) and (4), 86.15(6)“c,” <u>Notice ARC 6412B</u>	11/21/07	963
	IowaCare—hardship exemption, eligibility of newborns, 92.7(3), 92.7(3)“c,” 92.8(3)“b,” <u>Filed ARC 6373B</u>	11/7/07	929
	PROMISE JOBS—transportation allowance, 93.110(6)“b,” <u>Filed ARC 6374B</u>	11/7/07	930
	Withholding of income to collect court-ordered child support, 98.24, 98.24(3)“b,” 98.24(4), 98.35, 98.40, 98.41, 98.42(2)“d” and “f,” 98.43, 98.43(1), 98.43(2)“a,” 98.43(2)“b”(2) and (8), 98.43(2)“c” and “d,” 98.43(3), 98.45, 98.45(2) to 98.45(5), 98.46, 98.46(2), 98.46(3), <u>Filed ARC 6375B</u>	11/7/07	930
	SPECIAL REVIEW		
	eligibility and payment levels in the State Supplementary Assistance Program, Ch. 51 & 52.....	SPECIAL	
3:00	ENVIRONMENTAL PROTECTION COMMISSION[567] Marla Gallardo (281-8678)		
	NATURAL RESOURCES DEPARTMENT[561]“umbrella”		
	HELD OVER FROM OCTOBER		
	Sanitary landfills for municipal solid waste—groundwater protection systems for the disposal of nonhazardous wastes, 101.13(1)“j”(4), 104.25, chs 111, 113, <u>Filed ARC 5999B</u>	7/4/07	89
No representative requested to appear			
XX:00	DENTAL BOARD[650]		
	PUBLIC HEALTH DEPARTMENT[641]“umbrella”		
	Dental assistants, 20.2, 20.4(2), 20.16“1,” 22.1, <u>Notice ARC 6408B</u>	11/7/07	887
	Grounds for discipline—failure to preserve confidentiality of patient information, 30.4“14,” <u>Filed ARC 6389B</u>	11/7/07	926
XX:00	EDUCATIONAL EXAMINERS BOARD[282]		
	EDUCATION DEPARTMENT[281]“umbrella”		
	Board membership, 1.2, <u>Filed ARC 6381B</u>	11/7/07	926
	Time lines for appeals and board review of proposed decisions, 11.28(1), 11.28(2), <u>Notice ARC 6398B</u>	11/7/07	887
	Middle school endorsement, 14.140(15), <u>Filed ARC 6383B</u>	11/7/07	927
	Language arts endorsement, 14.141(20), <u>Filed ARC 6384B</u>	11/7/07	928
	Removal or reinstatement of endorsement, 14.144, <u>Filed ARC 6382B</u>	11/7/07	929
	Renewal of standard license—credit for mentoring, 17.5(1), <u>Notice ARC 6397B</u>	11/7/07	888
	Renewal of master educator license—credit for mentoring, 17.6(1), <u>Notice ARC 6396B</u>	11/7/07	889
	Professional conduct and ethics violations and reporting, 25.3(6)“o” to “r,” <u>Notice ARC 6395B</u>	11/7/07	889
XX:00	HISTORICAL DIVISION[223]		
	CULTURAL AFFAIRS DEPARTMENT[221]“umbrella”		
	State historical society, 21.2, 21.3(2)“a” and “c” to “e,” 21.3(3)“a” and “b,” 21.3(3)“c”(1) and (3) to (5), 21.3(3)“d,” 21.3(4)“a” and “c” to “e,” 21.3(5), 21.3(6), <u>Notice ARC 5696B Terminated</u> , also <u>Notice ARC 6400B</u>	11/7/07	890
	Historic preservation and cultural and entertainment district tax credits, ch 48, <u>Notice ARC 6401B</u>	11/7/07	892

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XX:00	IOWA PUBLIC EMPLOYEES' RETIREMENT SYSTEM[495] Qualified domestic relations orders and other assignments, ch 16 title, 16.2(2)"c"(5), 16.2(3)"b" to n," <u>Notice</u> ARC 6407B	11/7/07	906
XX:00	LABOR SERVICES DIVISION[875] WORKFORCE DEVELOPMENT DEPARTMENT[871]"umbrella" Elevators—waivers, safety tests, 66.10(10), 66.15, 71.2(2)"c," <u>Notice</u> ARC 6394B Elevator maintenance, repairs and alterations, 73.8, <u>Filed</u> ARC 6386B	11/7/07 11/7/07	907 931
XX:00	NATURAL RESOURCE COMMISSION[571] NATURAL RESOURCES DEPARTMENT[561]"umbrella" Swimming area at Clear Lake in Cerro Gordo County, 40.55, <u>Filed</u> ARC 6387B	11/7/07	931
XX:00	PROFESSIONAL LICENSURE DIVISION[645] PUBLIC HEALTH DEPARTMENT[641]"umbrella" Board administrative processes; fees, chs 4, 5, <u>Notice</u> ARC 6409B Chiropractic physicians, 41.14(3)"a"(2), 41.14(3)"b"(2), 41.5(6), 43.9, 43.10, 44.3(2)"b"(2) to (4) and (6), <u>Notice</u> ARC 6380B Cosmetology arts and sciences, 60.1, 60.3(4) to 60.3(7), 60.4, 60.5(4), 60.5(5), 60.6, 60.7, 60.8(1), 60.9, 60.17(3)"b"(3), ch 61, 62.1(9) to 62.1(13), 62.1(19), 62.1(20), 63.2, 63.3, 63.4(1)"a" and "c," 63.4(3)"c," 63.10"5," 63.11, 63.12(1), 63.13(1), 63.14, 63.15, 63.17(4), 63.18(2), 63.24, 63.25, 63.25(2)"d," 63.25(4) to 63.25(7), 64.2(1) to 64.2(7), 64.3(2)"a" "e," and "g" to "i," <u>Filed</u> ARC 6410B Physician assistants, 325.3(2)"a," 326.2(1)"g," 328.1, 328.2(1) to 328.2(5), 328.3(1), 328.3(1)"c" and "e," 328.3(2), 328.4(2), <u>Filed</u> ARC 6399B	11/21/07 11/7/07 11/21/07 11/7/07	965 907 991 932
XX:00	PUBLIC SAFETY DEPARTMENT[661] Flammable and combustible liquids, 51.200 to 51.203, 51.205, 51.206, 51.250, 51.300, 51.350, ch 221, <u>Filed</u> ARC 6416B Aboveground petroleum storage tanks, 51.204, ch 224, <u>Filed</u> ARC 6417B Liquefied petroleum gas, 226.5(1), 226.5(2), 226.5(4), 226.6, <u>Filed</u> ARC 6414B State building code, 300.4(1), 300.4(2)"b," 300.4(3) to 300.4(5), 300.5, 301.3, 303.1(2), 303.1(3)"c," 303.4, 303.5, <u>Filed</u> ARC 6413B	11/21/07 11/21/07 11/21/07 11/21/07	992 996 996 998
XX:00	RACING AND GAMING COMMISSION[491] INSPECTIONS AND APPEALS DEPARTMENT[481]"umbrella" Organization; contested cases; licensure; horse racing; gambling games, 1.5(1), 1.5(3), 1.7(11), 4.2, 4.4(2), 4.4(5), 4.4(6), 4.31(5), 4.38(6), ch 5 title, 5.4(5)"d," 5.4(10)"b," 5.4(16), 5.6(1)"c," 6.1, 6.12(1), 6.23(2)"d," 9.4(9)"c," 9.5(2)"d," 9.6(19)"a"(11)"6," 9.6(23), 10.1, 10.4(4)"e," 10.4(5)"f," 10.4(11)"c," 10.5(2)"v"(4)"4," 10.5(3), 10.5(4), 10.6(2)"c"(1), 10.6(2)"d," "f" and "l," 10.6(8)"c," 10.6(17)"b," 11.4(1), 11.9(3)"d," 11.9(5), 11.12(4), <u>Notice</u> ARC 6367B	11/7/07	910
XX:00	REAL ESTATE APPRAISER EXAMINING BOARD[193F] Professional Licensing and Regulation Bureau[193] COMMERCE DEPARTMENT[181]"umbrella" Associate real property appraisers; compensation of peer reviewers, 2.1, ch 4, 8.10(3), <u>Filed</u> ARC 6419B	11/21/07	1002
XX:00	REGENTS BOARD[681] Board meeting schedule; vacancy in office of president pro tem, 11.1(1), <u>Filed</u> ARC 6415B	11/21/07	1002\
XX:00	TRANSPORTATION DEPARTMENT[761] Logo signing, ch 118, <u>Filed</u> ARC 6376B Vehicles—registration, plates, certificate of title, salvage, leasing licenses, recycling, permits; abandoned vehicles; manufactured or mobile home retailers, manufacturers, and distributors, amend chs 400, 401, 405, 411, 424, 425, 430, 431, 451, 480; rescind ch 421, <u>Filed</u> ARC 6377B Update of motor vehicle division address, 410.1(3), 500.2(1), 505.2(1), 505.4(6)"b," 511.2(1), 513.3, 524.2(1), 524.11(2), 529.2, 600.2, 607.2(1), 620.2, 634.1, 635.6, 636.1, 640.1(3), <u>Notice</u> ARC 6388B	11/7/07 11/7/07 11/7/07	934 936 915